

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA
NEW ALBANY DIVISION

IN RE:)	Chapter 11
)	
EASTERN LIVESTOCK CO., LLC, et al.,)	Case No. 10-93904-BHL-11
)	
Debtors.)	
)	
FRIONA INDUSTRIES, L.P.,)	
)	
Plaintiff,)	
)	
v.)	Adversary Proceeding No. 11-59093
)	
EASTERN LIVESTOCK CO., LLC, et al.,)	
)	
Defendants.)	
)	
and)	
)	
CACTUS GROWERS, INC.,)	
)	
Intervenor,)	
)	
v.)	
)	
EASTERN LIVESTOCK CO., LLC, et al.,)	
)	
and)	
)	
J & F OKLAHOMA HOLDINGS, INC.,)	
)	
Intervenor,)	
)	
v.)	
)	
EASTERN LIVESTOCK CO., LLC, et al.,)	
)	
Defendants.)	

TRUSTEE'S FED R. CIV. 30(b)(6)
NOTICE OF DEPOSITION TO CPC LIVESTOCK, LLC

Please take notice that, pursuant to Fed. R. Civ. P. 30(b)(6) and Fed. R. Bankr. P. 7030, James A. Knauer (the "Trustee"), as the trustee of Eastern Livestock Co., LLC ("ELC"), by counsel, will take the deposition of CPC Livestock, LLC beginning at 1:00 p.m. on September 6, 2013 at the offices of Charles D. Williams, Esq. Williams & Williams, 200 W. Union Street, Munfordville, KY 42765, before a court reporter authorized to administer oaths. The deposition will be conducted in accordance with the July 3, 2012 Order Establishing Deposition Protocols ("Protocols") [Main Case, Doc. 1229]. You are invited to appear and take part in such examination.

Please take note that due to the timing of finalizing and confirming the date and location for the herein described deposition, this Notice is being filed and served less than 14 days prior to the commencement of the Deposition. Pursuant to Section 1.d of the Protocols, any party wishing to object to this Notice shall make a written objection no later than five calendar days following service of this Notice.

Definitions

Definitions applicable to this Notice of Deposition include the following:

1. You, "your," and "CPC" means and refers to CPC Livestock, LLC and includes all persons and organizations under your control, including but not limited to your parents, subsidiaries, affiliates, officers, directors, employees, attorneys, accountants, agents, and representatives of any kind.
2. "ELC" or "Eastern" means and refers to Eastern Livestock Co., LLC, and includes its affiliates, members, officers, employees, attorneys, agents, accountants, and representatives of any kind.

3. "Trustee" means and refers to James A. Knauer, as the duly appointed Chapter 11 trustee for Eastern Livestock Co., LLC, and includes his attorneys, agents, and representatives of any kind.

4. The "Cattle" means and refers to the 200 head of cattle that CPC sold and that are the subject of paragraph 8 of your Amended Answer, Counterclaims and Cross-Claims filed in the above-captioned AP (Doc. No. 132).

Subjects of Examination

Examination is requested on any and all knowledge possessed by or reasonably available to CPC relating to the following matters:

1. Any agreement, oral or written, relating to or concerning any of the Cattle.
2. The purchase and sale of any of the Cattle to any person or entity.
3. Any payment that CPC made or received for any of the Cattle.
4. CPC's business dealings with ELC during 2009 and 2010.
5. CPC's business dealings with J&F Oklahoma Holdings, Inc., or any related entity during 2009 and 2010.
6. Any conversations that any representative of CPC had with anyone concerning payment for any of the Cattle.
7. Any conversations that any representative of CPC had with anyone concerning any of the Cattle.

8. Any proof of claim or bond claim that you have filed or submitted that relates to the Cattle.

9. All purchase orders, invoices, shipping records, trucking records or other records that relate to any of the Cattle.

FAEGRE BAKER DANIELS LLP

By: /s/ Shawna Eikenberry

Counsel for James A. Knauer, Chapter 11 Trustee

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CERTIFICATE OF SERVICE

I hereby certify that on August 27, 2013, a copy of the foregoing pleading was filed electronically. Notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

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I further certify that on August 27, 2013, a copy of the foregoing was served via email on the following counsel of record:

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